

I hereby certify that the correspondence is being transmitted via facsimile to Examiner Minnifield, Assistant Commissioner for Patents, Washington, D.C. 20231, on October 19, 1995.

By

Karen A. Keno
KAREN A. KENO

PATENT

Attorney Docket No. 02307U-023770

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

JANET K. YAMAMOTO et al.

Serial No.: 08/335,296

Filed: November 7, 1994

For: METHODS AND COMPOSITIONS
FOR VACCINATING AGAINST
FELINE IMMUNODEFICIENCY
VIRUS

Examiner: MINNIFIELD, N. M.

Art Unit: 1813

TERMINAL DISCLAIMER UNDER 37
C.F.R. § 3.73(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Petitioner, Regents of the University of California, is the owner of 100 percent interest in the instant application. Petitioner through their undersigned attorney of record hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 5,275,813. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer,

JANET K. YAMATO et al.
Serial No.: 08/335,296
Page 2

PATENT

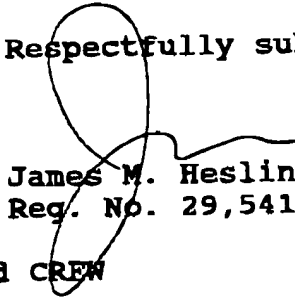
in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The Assignment accompanying this Power of Attorney has been reviewed by the undersigned. The undersigned certifies that to the best of the undersigned's knowledge and belief, title is in the Assignee. The undersigned (whose title is supplied below) is empowered to act on behalf of the Assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date:

Respectfully submitted,


James M. Heslin
Reg. No. 29,541

TOWNSEND and TOWNSEND and CREW
One Market Plaza
Steuart Street Tower, 20th Floor
San Francisco, California 94105
(415) 326-2400

JMH\kk

F:\DATA\PA\PTOD\JMH\18681